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ATTENTION: Examiner Passaniti

FAX#: 1-703-872-9306

FROM: **Walter J. Tencza Jr.**

DATE: 10/8/04

NUMBER OF PAGES INCLUDING THIS SHEET: 2

RE: Serial No: 10/812,046

NOTES: Response to Restriction Requirement

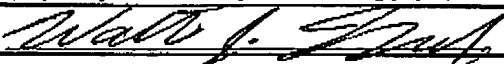
OCT 08 2004

CERTIFICATION UNDER 37 CFR 1.8

I hereby certify that this document is being transmitted by facsimile on this date 10/8/04 to the United States Patent and Trademark Office Fax No. 1-703-872-9306.

Walter J. Tencza Jr.

(Type or print name of person mailing paper)



(Signature of person mailing paper)

PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of :

Lawrence J. Koncelik, Jr. :

Serial No. 10/812,046 :

Group Art Unit: 3711

Filed: March 29, 2004 :

Examiner: Passaniti, Sebastiano

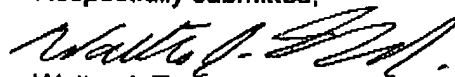
Title: SPORTING EQUIPMENT AUDIBLE
DEVICE :RESPONSE TO RESTRICTION REQUIREMENT

Via Fa 1-703-872-9306
Examiner Passaniti
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Examiner's Office Action of September 17, 2004, the applicant hereby elects invention I, which includes claims 1, 8-17 and 19 and also hereby elects Species I which includes Figs. 1-4.

Respectfully submitted,



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